



State of Wisconsin
2011 - 2012 LEGISLATURE



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**ASSEMBLY AMENDMENT 8,
TO 2011 ASSEMBLY BILL 426**

January 20, 2012 – Offered by Representative WILLIAMS.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 25, line 21: after that line insert:

3 “**SECTION 15d.** 70.375 (1) (as) of the statutes is amended to read:

4 70.375 (1) (as) “Mine” means an excavation in or at the earth’s surface made
5 to extract metalliferous minerals for which a permit has been issued under s. 293.49
6 or 295.58.

7 **SECTION 15f.** 70.375 (1) (bm) of the statutes is amended to read:

8 70.375 (1) (bm) “Mining-related purposes” means activities which are directly
9 in response to the application for a mining permit under s. 293.37 or 295.47; directly
10 in response to construction, operation, curtailment of operation or cessation of
11 operation of a metalliferous mine site; or directly in response to conditions at a
12 metalliferous mine site which is not in operation. “Mining-related purposes” also
13 includes activities which anticipate the economic and social consequences of the

1 cessation of mining. “Mining-related purposes” also includes the purposes under s.
2 70.395 (2) (g).

3 **SECTION 15h.** 70.38 (2) of the statutes is amended to read:

4 70.38 (2) COMBINED REPORTING. If the same person extracts metalliferous
5 minerals from different sites in this state, the net proceeds for each site for which a
6 permit has been issued under s. 293.49 or 295.58 shall be reported separately for the
7 purposes of computing the amount of the tax under s. 70.375 (5).”.

8 **2.** Page 26, line 5: after that line insert:

9 “**SECTION 16d.** 70.395 (2) (dc) 1. of the statutes is amended to read:

10 70.395 (2) (dc) 1. Each person intending to submit an application for a mining
11 permit under s. 293.49 or 295.47 shall pay \$50,000 to the department of revenue for
12 deposit in the investment and local impact fund at the time that the person notifies
13 the department of natural resources under s. 293.31 (1) or 295.465 of that intent.

14 **SECTION 16f.** 70.395 (2) (dc) 4. of the statutes is amended to read:

15 70.395 (2) (dc) 4. Six months after the signing of a local agreement under s.
16 293.41 or 295.443 for the proposed mine for which the payment is made, the board
17 shall refund any funds paid under this paragraph but not distributed under par. (fm)
18 from the investment and local impact fund to the person making the payment under
19 this paragraph.

20 **SECTION 16h.** 70.395 (2) (fm) of the statutes is amended to read:

21 70.395 (2) (fm) The board may distribute a payment received under par. (dc)
22 to a county, town, village, city, tribal government or local impact committee
23 authorized under s. 293.41 (3) or 295.443 only for legal counsel, qualified technical
24 experts in the areas of transportation, utilities, economic and social impacts,

1 environmental impacts and municipal services and other reasonable and necessary
2 expenses incurred by the recipient that directly relate to the good faith negotiation
3 of a local agreement under s. 293.41 or 295.443 for the proposed mine for which the
4 payment is made.

5 **SECTION 16j.** 70.395 (2) (h) 1. of the statutes is amended to read:

6 70.395 (2) (h) 1. Distribution shall first be made to those municipalities in
7 which metalliferous minerals are extracted or were extracted within 3 years
8 previous to December 31 of the current year, or in which a permit has been issued
9 under s. 293.49 or 295.58 to commence mining;”.

10 (END)